

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re CIP patent application: )  
)  
Hai H. Trieu ) Before the Examiner  
) (Unknown)  
Serial No. Unknown )  
) Group Art Unit 3738  
Filed August 30, 2001 )  
)  
INTERVERTEBRAL DISC NUCLEUS ) Our Ref.: 4002-2643  
IMPLANTS AND METHODS )

JC828 U.S. PTO  
09/943441  
08/30/01

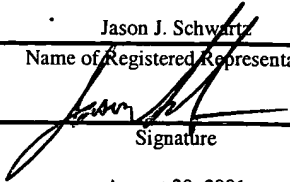
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INFORMATION DISCLOSURE STATEMENT

Hon. Assistant Commissioner of Patents  
Washington, D. C. 20231

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. §1.56, Applicants wish to bring to the attention of the Examiner the references listed on the enclosed Information Disclosure Statement. As many of these references have been cited in the parent patent application Serial No. 09/650,525, filed August 30, 2000, and are noted with an asterisk (\*) beside the patent number, copies of these references are not included herein in accordance with 37 C.F.R. § 1.98(d). The remainder of the listed references are newly cited, and copies are enclosed in accordance with 37 C.F.R. §1.98(a)(2).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on	
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Jason J. Schwartz	_____
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The identified information, taken alone or in combination with other art, provides information relating to the subject matter of the invention, but fails to teach, disclose or suggest the present invention. The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted with the application. It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By: \_\_\_\_\_

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DNK-1998-047-PA-CIP:JJS:140392:jj

Applicant's Substitute for 1449A<sup>7</sup>

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STATEMENT BY APPLICANT**

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Application Number

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First Named Inventor

Group Art Unit

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Attorney Docket Number

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Hai H. Trieu

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JCS28 ILS PTO

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**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
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		*4,202,055		Reiner et al.	05-13-1980	
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		Office <sup>3</sup>	Number	Kind Code <sup>5</sup> (if known)				
			*WO 90/11740		Bosch	10-18-1990		
			*WO 95/31946		Smith & Nephew PLC	11-30-1995		
			*WO 9 6/01598		Smith & Nephew PLC	01-25-1996		
			*EP0700 671A1		Howmedica, Inc.	03-13-1996		
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			*WO 00/13620		Spinal Dynamics Corp	03-16-2000		

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**4002-2643**

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		Number	Kind Code <sup>2</sup> (if known)			
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Applicant's Substitute for 1449A<sup>7</sup>

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Hai H. Tri u

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		Office <sup>3</sup>	Number	Kind Code <sup>5</sup> (if known)				
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			WO 93/14801		Wilk	08-05-1993		
			EP0 732 093 A2		Sofamor Danek Group	09-18-1996		
			WO 96/27345		Michelson	09-12-1996		
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First Named Inventor

**Hai H. Trieu**

Group Art Unit

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		Number	Kind Code* (if known)			
		5,062,845		Kuslich et al.	11-05-1991	
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<b>SUPPLEMENTAL INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary) Page 6 of 6 Page		Atty. Docket No. 4002-2643	Serial No.
		Applicant Hai H. Trieu	
		Filing Date August 30, 2001	Group
Examiner Initial		PUBLICATION	
		<u>Surgical Technique Using Bone Dowel Instrumentation for Anterior Approach</u> , pp.1-19, Sofamor Danek USA	
		Reduced Profile Instrumentation, "Surgical Technique", J. Kenneth Burkus, M.D., John D. Dorchak, M.D., pp. 1-24, Sofamor Danek USA (1999)	
Examiner		Date Considered	
*Examiner: initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			